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Box I

Education Act, 1921.
Grant Regulations, No. 6 (1926).

DRAFT STATUTORY RULES AND ORDERS.

EDUCATION, ENGLAND AND WALES.

Regulations for Further Education, 1926.

DRAFT, DATED JUNE 1, 1926, OF THE REGULATIONS FOR FURTHER EDUCATION, 1926, PROPOSED TO BE MADE BY THE BOARD OF EDUCATION UNDER SECTION 118 OF THE EDUCATION ACT, 1921 (11 & 12 GEO. 5. c. 51).

The Board of Education hereby make the following Regulations:—

Definitions.

1. In these Regulations unless the context otherwise requires—
 - “ The Act ” means the Education Act, 1921, as amended by any subsequent enactment.
 - “ The Board ” means the Board of Education.
 - “ Authority ” means Local Education Authority for Higher Education.
 - “ Joint Committee ” means joint committee or joint body of managers constituted under Section 4 or Section 6 of the Act by Councils of which at least one is an Authority.
 - “ School ” includes any educational institution, and also any course of instruction forming part only of the work of a School or conducted separately.
 - “ Controlled School ” means a School maintained or aided by an Authority or Joint Committee and carried on under their direction and control.
 - “ Recognised ” means recognised by the Board for the purposes of payment of grant.
 - “ Approved ” means approved by the Board.
 - “ Inspector ” means one of His Majesty’s Inspectors or any other person employed by the Board for the purpose of inspection.

General Requirements.

- 2.—(a) In order that an Authority may receive grant from the Board in respect of a controlled School not recognised under other Regulations, the School must be recognised under these Regulations.
- (b) In order to be so recognised a School must be of one of the types specified in the Schedule hereto, or of some other type specially approved in a particular case, and must comply with the requirements of the Act and of these Regulations.

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(c) Recognition of a School or of part of its work may be withheld or withdrawn, after consultation with the Authority or Joint Committee, on such grounds as the Board think sufficient. Recognition may be limited to a specified period.

3.—(a) Every School must be kept on a satisfactory level of efficiency and must be open to inspection by an Inspector.

(b) The Authority or Joint Committee must satisfy the Board, if required, as to the suitability of the scope, organisation, courses of study and syllabuses of a School.

4. The Schools controlled by an Authority or Joint Committee must be organised with due regard to the circumstances and needs of the locality and must be suitably co-ordinated among themselves and in relation to other Schools, including University institutions.

5.—(a) The premises in which a School is conducted must be healthy, adapted to the circumstances of the School, and provided with adequate equipment and appliances for the courses.

(b) New premises or enlargements or alterations of existing premises and plans thereof must be approved unless the Board otherwise direct.

6. Such registers and records must be kept for every School, and such information and returns must be furnished from time to time, whether by the Authority or Joint Committee or by a Governing Body, as the Board may require.

Teaching Staff.

7. The teaching staff of a School must be suitable and sufficient in number and qualifications for providing adequate instruction in each subject in which instruction is given.

8.—(a) Except in the case of occasional teachers, or of persons engaged for not more than a year for part-time teaching service, teachers must be employed under written agreements or, if appointed by the Authority or Joint Committee, either under written agreements or under a minute of that body.

(b) The agreement or minute must, either directly or by reference to specified regulations or minutes, define the conditions of service and indicate whether the teacher is employed in full-time service exclusively in the capacity of a teacher, or in part-time service in the capacity of a teacher, or partly in the capacity of a teacher and partly in another capacity.

9. The scales of salary for persons in full-time teaching service must be in conformity with the Burnham Award of the 27th March, 1925, in cases to which it is applicable, except so far as the Board specifically accept any variation from the Award.

10.—(a) If a teacher is convicted of a criminal offence, or his engagement is terminated, whether by way of dismissal or resignation, on account of misconduct or grave professional default, the facts must at once be reported to the Board.

(b) If and so far as the Board declare a teacher to be unsuitable for employment on grounds of misconduct or grave professional default, the teacher must not be employed. Before

taking action the Board will use every available means of informing the teacher of the charges against him and of giving him an opportunity for explanation.

Admission and Fees.

11.—(a) A student must not be refused admission to or excluded from a School on other than reasonable grounds.

(b) The Authority or Joint Committee must satisfy the Board, if required, as to the suitability of the educational conditions of admission and tests of progress of students.

12. The rates of fees must be approved as suitable and fees must not be abolished without the previous permission of the Board.

Non-controlled Schools.

13. If the Board consider that a School which is not a controlled School should be aided by grant under these Regulations, the following provisions shall apply to its recognition :—

(a) The Board must be satisfied that the School should be dealt with otherwise than as a controlled School ; but in the case of a School already recognised this condition shall not apply until the 1st August, 1927.

(b) Recognition shall be subject to the provisions of the foregoing Articles, and for this purpose references to an Authority or Joint Committee shall be construed (except in Article 8) as references to the recognised Governing Body of the School.

(c) A person attending as a day or evening student must not be required, as a condition of being admitted into or remaining in the School, to attend or abstain from attending any Sunday School, place of religious worship, religious observance, or instruction in religious subjects in the School or elsewhere ; and the times for religious worship or for any lesson on a religious subject must be conveniently arranged for the purpose of allowing the withdrawal of any such student therefrom.

(d) The Board will determine their grant after consideration of the character, efficiency, volume and cost of the work of the School, and of the aggregate sums available to them for grants under this Article

(e) The grant will be payable to the Governing Body, and will be subject to reassessment from time to time and to such reductions (if any) in respect of broken periods, or upon the cessation of recognition under this Article, as the Board think fit.

(f) The Board may withhold or make a deduction from grant if the requirements of these Regulations are not fulfilled.

